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0540-1039

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Jean-Pierre VARACHEZ et al. Conf.

Application No. **NEW NATIONAL PHASE** Group

Filed September 26, 2005 Examiner

ADJUSTABLY BIODEGRADABLE MATERIAL FOR A HORTICULTURAL CONTAINER
AND OVERPACKAGING FOR CONTAINERS

PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 CFR 1.137(b)

Assistant Commissioner for Patents September 26, 2005
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On 17 March 2004, applicants filed International Application PCT/FR2004/050110, which designated the United States, and which claimed priority of earlier French Application No. 03/03227 filed 17 March 2003. Accordingly, the 30-month period for entering the United States expired at midnight on 17 September 2005. Since none of the elements required for entry into the national stage under 35 USC 371(c) were filed by that date, the International application became abandoned as to the United States at midnight on 17 September 2005.

Petitioner hereby states that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional..

Accompanying this petition is a proposed response, which includes all the elements required for entry into the national stage under 35 USC 371(c).

The requisite 37 CFR 1.17(m) petition fee for a small entity in the amount of \$750.00 under fee code 2453 is authorized to be debited from counsel's Deposit Account No. 25-0120.

In view of the above, it is respectfully requested that International Application No. PCT/FR2004/050110, which unintentionally became abandoned as to the United States, be revived under the provisions of 37 CFR 1.137(b).

Respectfully submitted,

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